

# Notice of Allowability

Application No.

10/575,599

Examiner

Fiona T. Powers

Applicant(s)

HALL, NIGEL

Art Unit

1626

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to amendment and Rule 132 Declarations filed December 6, 2007.
2. ☒ The allowed claim(s) is/are 1 to 9 and 11 (renumbered 1 to 10).
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All b) ☐ Some\* c) ☐ None of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

## Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☒ Interview Summary (PTO-413),  
Paper No./Mail Date 20071213
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

Fiona T. Powers  
Primary Examiner  
Art Unit: 1626

**EXAMINER'S AMENDMENT**

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Ashley Pezzner on December 12, 2007.

The application has been amended as follows:

Claim 1,

page 3, line 2, after "hydrogen" insert a comma;

page 3, line 10, delete "and" and insert -or-;

page 3, line 12, delete "-COOT<sup>10</sup>" and insert --COOT<sup>10'</sup>- and delete "T<sup>10</sup>" and insert -T<sup>10'</sup>-;

page 4, line 3, after "said" insert -substituted- and delete "(C1-C4)" and insert -(C<sub>1</sub>-C<sub>4</sub>)-.

Claim 3, last line, after "said" insert -substituted- and delete "(C1-C4)" and insert -(C<sub>1</sub>-C<sub>4</sub>)-.

Claim 4, line 7, after "said" insert -substituted- and delete "(C1-C4)" and insert -(C<sub>1</sub>-C<sub>4</sub>)-.

Claim 5, line 7, after "said" insert -substituted- and delete "(C1-C4)" and insert -(C<sub>1</sub>-C<sub>4</sub>)-.

Claim 6,

line 1, insert a space between "claim" and "1"; and

line 6, after "said" insert -substituted- and delete  
"(C1-C4)" and insert -(C<sub>1</sub>-C<sub>4</sub>)-.

Claim 7, line 5, after "said" insert -substituted- and  
delete "(C1-C4)" and insert -(C<sub>1</sub>-C<sub>4</sub>)-.

Claim 8,

line 1, insert a space between "claim" and "1"; and

line 7, after "said" insert -substituted- and delete  
"(C1-C4)" and insert -(C<sub>1</sub>-C<sub>4</sub>)-.

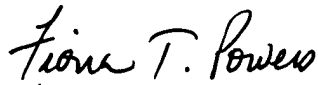
Any inquiry concerning this communication or earlier  
communications from the examiner should be directed to Fiona T.  
Powers whose telephone number is 571-272-0702. The examiner can  
normally be reached on Monday - Friday 8:00 AM to 4:30 PM.

If attempts to reach the examiner by telephone are  
unsuccessful, the examiner's supervisor, Joseph K. McKane can be  
reached on 571-272-0699. The fax phone number for the  
organization where this application or proceeding is assigned is  
571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

  
Fiona T. Powers  
Primary Examiner  
Art Unit 1626

ftp  
December 13, 2007